A1

3. (once amended) The device of claim 1 comprising at least 5 micrograms (μg) of at least one therapeutic agent per square centimeter of the polymeric coating.

Cont.

4. (once amended) The device of claim 3 comprising at least 50 μg of at least one therapeutic agent per square centimeter of the polymeric coating.

5. (once amended) The device of claim 4 comprising at least 100 μg of at least one therapeutic agent per square centimeter of the polymeric coating.

6. (once amended) The device of claim 5 comprising at least 500 μg of at least one therapeutic agent per square centimeter of the polymeric coating, wherein the polymeric coating comprises a major proportion of one or more hydrophilic polymer materials and a minor portion of one or more hydrophobic polymer materials.

7. (once amended) The device of claim 1 comprising sufficient quantity of a therapeutic agent to deliver therapeutically effective quantity of a therapeutic agent into tissue in a region of at least one centimeter from the device, wherein the polymeric coating comprises a major proportion of one or more hydrophilic polymer materials and a minor portion of one or more hydrophobic polymer materials.

A2

9. (once amended) The device of any one of claims 1-5 wherein the polymeric coating comprises a hybrid polymeric coating comprising a hydrophilic polymer component and a hydrophobic polymer component.

A3

12. (once amended) A medicated device comprising:

a substrate suitable for implantation in a patient's body; and

a polymeric coating on the substrate, the polymeric coating comprising at least one therapeutic agent at a loading sufficient to provide therapeutic quantities of therapeutic agent to the patient's tissue in a region in the body extending at least one centimeter from the device, wherein the polymeric coating comprises a major proportion of one or more hydrophilic polymer materials and a minor portion of one or more hydrophobic polymer materials.

A3 cont.

13. (once amended) The device of claim 12 comprising a loading of the at least one therapeutic agent sufficient to deliver a therapeutically effective quantity of therapeutic agent into tissue in a region of at least two centimeters from the device.

14. (once amended) The device of claim 12 or claim 13 wherein the polymeric coating comprises a major proportion of one or more hydrophilic polymer materials and a minor proportion of one or more cellulose ester polymers.

A4

18. (new) The device of any one of claims 1, 2, 7, 8, 12 or 13 comprising a loading of therapeutic agent sufficient to provide therapeutic quantities of the therapeutic agent for at least two weeks.

19. (new) The device of claim 14 comprising a loading of therapeutic agent sufficient to provide therapeutic quantities of the therapeutic agent to the region for at least two weeks.

20. (new) The device of claim 15 comprising a loading of therapeutic agent sufficient to provide therapeutic quantities of the therapeutic agent to the region for at least two weeks.

21. (new) The device of claim 16 comprising a loading of therapeutic agent sufficient to provide therapeutic quantities of the therapeutic agent to the region for at least two weeks.

22. (new) The device of claim 17 comprising a loading of therapeutic agent sufficient to provide therapeutic quantities of the therapeutic agent to the region for at least two weeks.

REMARKS

Claims 1-17 are pending in the subject application and were addressed in the office action. Claims 1-17 stand rejected under 35 U.S.C. 112, claims 1, 2, 7-10 and 12-17 stand rejected under 35 U.S.C. 102 and claims 1-17 stand rejected under 35 U.S.C. 103.